

### REMARKS

The Final Office Action mailed August 2, 2007 considered claims 7-17 and 46-57. Claim 57 was rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

By this paper, claims 46 and 57 have been amended. Notably, amendments to the specification are also being submitted to correct a number of obvious typographical errors.

As indicated in telephonic communications on August 13, 2007 and by your confirmation on September 3, 2007, the response is being filed without a request for continued examination, and only adds the limitations previously deemed allowable to each of the independent claims.

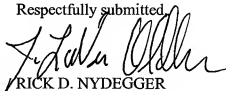
Claim 57 was rejected under 35 USC 112 as not being a method claim and as not belonging to a statutory class that is distinctive. Specifically, the Office Action states that "[c]laim 57 recites the limitation 'a computer system' in the preamble when it depends on a method claim" and that "[t]here is insufficient antecedent basis for this limitation in the claim." Claims 46 and 57 have been amended to recite computer program product and systems claims respectively which explicitly include the limitations of the acts of claim 7 rather than by reference to claim 7. Applicant believes that these amendments should overcome the stated concerns regarding claim 57.

In view of the foregoing, Applicant respectfully submits that all claims in the application are now in condition for allowance. It will be appreciated, however, that this should not be construed as Applicant acquiescing to any of the assertions made in the last action regarding the pending application, including any official notice. Instead, Applicant reserves the right to challenge any of the purported teachings or assertions made in the last action at any appropriate time in the future, should the need arise.

In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, the Examiner is requested to contact the undersigned attorney at 801-533-9800.

Dated this 17<sup>th</sup> day of September, 2007.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Rick D. Nydegger", written over the typed name.

RICK D. NYDEGGER  
Registration No. 28,651  
J. LAVAR OLDHAM  
Registration No. 53,409  
Attorneys for Applicant  
Customer No. 47973

RDN:JLO:crb  
CRB0000006343V001